



# Nuckolls County Board Minutes



## FEBRUARY 21, 2012 PROCEEDINGS OF THE NUCKOLLS COUNTY BOARD OF COMMISSIONERS

The Nuckolls County Board of Commissioners met Tuesday, February 21, 2012 in the Board Meeting Room at the Courthouse, Nelson, Nebraska, per recess of February 13, 2012. Combs, Corman and Brown present for the meeting. The agenda of said meeting was remitted to board members in advance of the meeting and is posted in the County Clerk's office and on the County Website. Combs announced the 'Open Meetings Act Law' as posted in the Commissioners Board Meeting Room and handouts are available.

The board reconvened at 9:00 a.m. Chairman Combs approved the agenda and the February 13, 2012 minutes as submitted.

The Board reviewed the Employee Long Sheets for the Sheriff's Department.

**A motion was made by Corman and seconded by Brown to accept the Sheriff's Board Report for December 2011 as submitted. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

**A motion was made by Brown and seconded by Combs to enter into Executive Session at 9:08 a.m. for Legal Reasons. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried. Timothy Schmidt, County Attorney and Clerk Kassebaum were present for the Executive Session.**

**A motion was made by Brown and seconded by Combs to exit the Executive Session at 9:30 a.m. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Gary Warren, Highway Superintendent and Cindy Buescher, Executive Secretary met with the Board to give an update on the current activities of the County Road Department.

Warren informed the Board the State Department of Roads had sent an email to inform Nuckolls County they can use the Soft Match Credits for the 8<sup>th</sup> Street Project in Superior however they will audit several projects that had used Soft Match credits in the past. Currently Nuckolls County has \$417,000.00 in Soft Match credits. The Board told Warren to proceed.

The State Department of Roads has requested from FHWA to allow the County's a one time exception, to the suspension of all Soft Match credits, to use the Soft Match credits for fracture critical bridge inspections and the FHWA will allow this.

Warren informed the Board that all motor graders are out on the roads this week. They will also be hauling more rock from Weeping Water Kansas to put on the county roads which suffered the most damage from the last snow storm. The Right-of-Way paperwork was submitted for Bridge #C006521520 located between Sections 29 & 30, T3N-R7W (Nelson Precinct). Warren noted the dozer has been repaired and ready to go, the brakes are being replaced on the trucks and new injectors have been replaced on the tractor and is running good. They will be moving the back hoe to the Hardy area for the next project.

**A motion was made by Brown and seconded by Corman to approve the Resolution 2-21-2012 to allow Nuckolls County to request that the Nebraska Department of Roads to withdraw 7 projects from the Federal Aid list. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

## RESOLUTION NUMBER 02-21-2012

Whereas: Certain transportation facilities in Nuckolls County, Nebraska, have been designated as being eligible for Federal-Aid transportation funds by the State of Nebraska, Department of Roads (NDOR) in compliance with Federal laws pertaining thereto; and

Whereas: Nuckolls County has previously entered into Agreements (Programs) with NDOR, for said Federal-Aid transportation funds for improvements on these transportation facilities; and

Whereas: These projects are not included in NDOR's current long-range plan of projects; and

Whereas: The State of Nebraska, Department of Roads, recommends that Nuckolls County withdraw these projects and cancel all agreements pertaining to such projects; and

Whereas: The State of Nebraska agrees to not seek reimbursement of State costs incurred on such projects.

Be it Resolved: That Nuckolls County is hereby requesting that the Nebraska Department of Roads withdraw the following projects from the Federal Aid list. Those projects are described as:

Superior West  
STPE-1990(5)  
CN: 41620

In Superior  
STPE-2363(2)  
CN: 41945

In Superior  
STPE-2363(3)  
CN: 42137

Superior South  
RUR-2365(3)  
CN: 42550

Nora South  
STPE-2395(6)  
CN: 42388

Ruskin South  
BRO-7065(25)  
CN: 41946

Oak Northeast  
BRO-7065(24)  
CN: 41944

Adopted this 21<sup>st</sup> day of February, 2012, at Nelson, Nebraska.

By Board of County Commissioners of Nuckolls County, Nebraska.

  
Chairman

Attest:

  
County Clerk



Board Member Brown  
Moved the adoption of said Resolution  
Roll Call: 3 Yes 0 Nay  
Resolution adopted, signed and billed as adopted.



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Royce Gonzales, District Court Clerk submitted a yearly schedule for the Nuckolls County Safety Committee.

Bob Kotinek, Veteran's Service Officer met with the Board to request permission to attend the National Veteran's Service School in Wichita, Kansas in April. The cost is \$250.00 plus lodging, meals and mileage. This will allow Kotinek to be nationally certified. Kotinek noted the Nuckolls County Board of Veterans Service has given their approval. **A motion was made by Combs and seconded by Brown to allow Bob Kotinek to attend the National Veteran's Service Training in Wichita, Kansas the week of April 16, 2012. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Kotinek requested to have the pulley assembly replaced on two of the three flag poles at the north entrance to the Courthouse. The Road Department had previously replaced one pulley when it broke. The Board gave their authorization to have the road department replace the other two.

**A motion was made by Corman and seconded by Brown to deny the Preliminary Levy Allocation Request from the Nuckolls County Agricultural Society. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

**A motion was made by Combs and seconded by Corman to deem the Richo Aficio copier as surplus property. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Rasmussen Mechanical Services sent notification the service agreement between them and Nuckolls County for the preventive maintenance on the chiller, boilers and 20 fan coil units, will again be \$4,898 a year. The agreement will automatically renew until they receive written notification from Nuckolls County. The agreement is for the period of May 1, 2012 to April 30, 2013. The Board all agreed to continue this service.

Discussion was held regarding the request from Clerk Kassebaum from last week regarding a new water cooler. The Board determined to allow Clerk Kassebaum to order from Culligan Water a water cooler for the main floor of the Courthouse. The water cooler will be located in the County Commissioners Board Room and will be available for employees use.

The Board received a quote from Whitmore Lawn Service for the 2012 Lawn care service to the Nuckolls County Courthouse. The quote was for \$165.00 per week. This will also include 4 applications of fertilizer and will service and maintain the water sprinklers and will maintain the bushes and shrubs on the courthouse lawn. **A motion was made by Brown and seconded by Corman to approve the quote from Whitmore Lawn Service at \$165.00 per weekly mowing for the year 2012. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

**A motion was made by Combs and seconded by Corman to authorize Timothy Schmidt to sign the service agreement between Nuckolls County and Executive Copier Systems, Inc. for the service agreement on the newly purchased Ricoh Copier for the Courts offices use at a cost of \$550.00 for a term of 12 months. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

The agenda item regarding the Final Acceptance for the vertical platform lift recently installed at the Nuckolls County Courthouse was tabled until next week.

The agenda item of the amendment to the Flood Insurance Program for Nuckolls County was tabled until next week.



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The 1 & 6 Year Bridge/Road Plan Hearing was held at 11:00 a.m. In attendance is the 3 Board members, Highway Superintendant, Gary Warren and Executive Secretary, Cindy Buescher and Clerk Kassebaum. No public attended. Warren reviewed 35 projects on the 1 year plan and reviewed any new projects added and any projects deleted to the 6 year plan. **A motion was made by Brown and seconded by Combs to approve the 1 & 6 Year Plan Resolution for 2012. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Clerk Kassebaum submitted to the Board a copy of several requested surveys from JEO, the County Surveyor.

The following salary claims were approved:

General Fund Salaries	\$56,439.47
Road Fund Salaries	\$41,051.73
Civil Defense Fund Salary	\$ 2,200.00
911 Emergency Fund Salary	\$ 400.00

There being no further business the meeting was recessed at 12:04 p.m. until Monday, February 27, 2012.

Michael D. Combs, Chairman

By: Jackie L. Kassebaum, County Clerk